



STATE OF CALIFORNIA

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August 6, 2008

Mr. Doug Button
Deputy Director
Real Estate Services Division
707 Third Street, 8th Floor
West Sacramento, CA 95605

Dear Mr. Button:

Thank you for providing the "Preliminary Elevator Survey and Planned Scope of Work Report" prepared for the Department of General Services (DGS) by your consultant, LaCroix Davis LLC, dated August 4, 2008, as I had requested in my letter dated August 1, 2008. There are a few items that we would like further information and clarification on, however, before posting the report to our BOE Headquarter Building Assessment website.

First, our consultant, Hygiene Tech, informed us in their letter dated July 25, 2008, which was faxed to you that same day, that the word "mold" was written on the eastern wall of elevator shaft number 8; however, no reference to the visual sighting of this word was made in the LaCroix Davis report. Hygiene Tech indicates that they were informed of this marking by the LaCroix Davis inspector who rode on top of the elevator car during the inspection. I'm requesting written confirmation of the statement made in the Hygiene Tech letter from LaCroix Davis, either agreeing or disagreeing. Obviously, we want to make sure there was no miscommunication between the LaCroix Davis staff person and the Hygiene Tech staff person.

Second, we ask that LaCroix Davis review the Hygiene Tech letter dated January 25, 2008, and report to us anything that they disagree with, again to make sure there was no miscommunication.

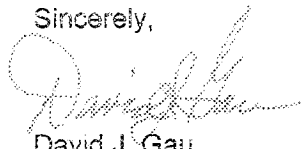
Third, as requested in my letter of August 1, 2008, we would like a detailed plan for a more thorough investigation of the elevator shafts within five (5) working days. The BOE has expressed a desire for the shafts to be investigated for months and we believe this should be expedited based on the preliminary reports we have received.

Lastly, it should be pointed out that Hygiene Tech did not "decline" the opportunity to ride on top of the elevators and survey the shafts as claimed by LaCroix Davis in the report. You may recall that BOE objected to DGS's initial omission of Hygiene Tech from the inspection team. Ultimately it was agreed that Hygiene Tech could participate if they supplied their own safety equipment (harnesses and straps were specified) and signed a waiver. On the evening of the elevator inspection, the DGS scheduled a pre-inspection meeting. The meeting was attended by representatives from the DGS, LaCroix Davis, Otis Elevators, the BOE and Hygiene Tech. During the meeting the technician from Otis Elevator Company indicated that the safety equipment that both LaCroix Davis and Hygiene Tech had was inadequate for use riding on top of the elevators in the building because a special "D" ring was required. The technician

indicated he thought he had one (1) "D" ring in his truck, and if that was the case the inspectors would be limited to one person on top of the cars inside the shaft. Since LaCroix Davis was the lead on this portion of the inspection, and time was limited because of the time limitations on the Otis Elevator technician's availability, Hygiene Tech agreed that LaCroix Davis should use the one "D" ring and ride on top of the cars with the elevator technician for this initial inspection. Due to time constraints, there was no opportunity for additional inspections that evening by Hygiene Tech.

I would appreciate a response to this letter by noon on Friday, August 8, 2008. If no response is received as to the accuracy of the Hygiene Tech observations, we will conclude that neither DGS nor LaCroix Davis disagree with the observations reported by Hygiene Tech in their letter and post both consultants' reports and this letter to our building website immediately.

Sincerely,



David J. Gau
Deputy Director
Property and Special Taxes Department

DJG:kn

cc: Mr. Ramon J. Hirsig
Ms. Kristine Cazadd
Ms. Liz Houser
Ms. Anita Gore